



BEZOEKADRES / VISITOR ADDRESS
Bennekomseweg 41, Ede
POSTADRES / POSTAL ADDRESS
Postbus 27, NL-6710 BA Ede

T +31 (0)318 - 822580
F +31 (0)318 - 822589
E raad.kwekersrecht@rkr.agro.nl
www.kwekersrecht.nl

RABOBANK
39.70.01.258
IBAN-NUMMER
NL49RABO0397001258
BIC-CODE
RABONL2U

CBA Research B.V.
t.a.v. Mevr. Y. Fung
Postbus 370
1430 AJ AALSMEER

ONTVANGEN 06 MEI 2005

Ede, 03-05-2005

Your Letter of :
Your reference :
Our reference : 2005062
Subject : **Breeding history**

Dear Mrs. Fung,

Answering your question about the policy of the Board for Plant Breeders' Rights in the Netherlands concerning the access to the breeding history of varieties, I inform you as follows.

As far as information concerning varieties is concerned one should make a distinction between

- a. Information by the breeder in order to facilitate the examination of the application for PBR, mostly given in the technical questionnaire (TQ) attached to the application form;
- b. Data gained from the official examination in order to describe the variety.

Ad a

The breeder's information (which is not per se correct) is used to compare the candidate variety with the proper reference varieties. Prominent morphological characteristics serve that purpose, but also knowledge about the background of the candidate variety, also called "the breeding history", is important in that connection.

Data about the breeding history are required only for the purpose of an efficient examination and are strictly confidential. The TQ, including these data, is no part of the official register. The Board for Plant Breeders' Rights will not inform third parties about the breeding history without authorization of the applicant or his successor in title.

Important data concerning the breeding history are:

Is the candidate variety a mutant and, if so, of which variety?

In the case of synthetic or hybrid varieties: which components or inbred lines are involved and which is the formula?

Ad b

Data gained from the official examination are comprised in a variety description. Such descriptions do not contain the breeding history of the varieties concerned. The variety description is included in the official Dutch Variety Register. Since the register is open to the public, third parties can obtain descriptions of the registered varieties. However, through those descriptions they are not informed about the breeding histories.

EXHIBIT C

I trust I have informed you adequately.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'K.A. Fikkert', written over a horizontal line.

K.A. Fikkert,
Secretary-General